

2009 DRAFTING REQUEST

Senate Joint Resolution

Received: **11/11/2008**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Lena Taylor (608) 266-5810**

By/Representing: **Eric Peterson**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Sen.Taylor@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Operating privilege suspension for drug and controlled substance violations; opt out of federal program for mandatory suspension

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|---------------------|--------------------|------------------------|----------------|-----------------------|-----------------------|-----------------|
| /? | agary 11/14/2008 | jdye 11/21/2008 | | _____ | | | |
| /1 | | | jfrantze 11/21/2008 | _____ | mbarman 11/21/2008 | cduerst 02/02/2009 | |

FE Sent For:

<END>

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|--------------|----------------|-----------------|-----------------|-----------------|------------------|-----------------|-----------------|
| /? | agary | 11/21/08 EJL | 11/21/08 EJL | 11/21/08 EJL | | | |

FE Sent For:

<END>

Gary, Aaron

To: Peterson, Eric
Subject: RE: Driver License bills

-----Original Message-----

From: Peterson, Eric
Sent: Monday, November 10, 2008 11:02 AM
To: Gary, Aaron
Subject: FW: Driver License bills

Aaron,

I need redrafting done for the 09 session based on bills from the 07 session.

1- Please redraft and 2007 SJR 82 into 2009 session format with no language changes.

Please contact me at the office if you have questions. Nicole Yunk of Justice 2000, Inc and Mitch Warren of DOT are authorized to see and comment on drafting.

Thanks,
Eric

Eric M. Peterson
Office of Senator Lena C. Taylor
608-266-5810

-----Original Message-----

From: Warren, Mitchell [mailto:mitchell.warren@dot.state.wi.us]
Sent: Friday, November 07, 2008 2:48 PM
To: McGinnis, Cindy; Peterson, Eric
Cc: Nikki Yunk (E-mail)
Subject: Driver License bills

Hi Cindy and Eric, I hope fall is treating you well.

Speaking with Nichole Yunk I understand you're planning on beginning the drafting on the Driver License Recovery Omnibus package, and the Federal Drug opt-out.

I thought I'd throw my \$.02 out from DOT.

As I recall, the opt-out bill and companion joint resolutions were perfect last session. Recommend a redraft using those bills as models. Please remember, this is not a proposal that DOT supports nor opposes.

Take care.

-Mitch

Mitchell Warren, Operations Chief
DMV Bureau of Field Services
WisDOT
(608) 266-2743
mitchell.warren@dot.state.wi.us

2007 SENATE JOINT RESOLUTION 82

January 24, 2008 - Introduced by Senators TAYLOR and MILLER, cosponsored by Representatives GRIGSBY, FIELDS, KESSLER, MASON, PARISI, SINICKI, TOLES and TURNER. Referred to Committee on Transportation and Tourism.

Relating to: opposing a federal mandate requiring the suspension or revocation of driver's licenses in all circumstances ^{in which} where a person has been convicted of a drug or other controlled substances violation and exercising the state's option to opt out of this federal mandate. ✓

Whereas, federal law, under 23 USC 159 and regulations promulgated under this federal statute, including 23 CFR 192, requires states, as a prerequisite to receiving certain federal transportation-related funds, either to enact a state law mandating the suspension or revocation of driver's licenses in all circumstances ^{in which} where a person has been convicted of a drug or other controlled substances violation or to resolve that the state is opposed to a federal mandate requiring the suspension or revocation of driver's licenses in these circumstances; ✓ and

Whereas, this state adopted legislation in accordance with this federal law in chapters ✓ 938 and ✓ 961 of the ✓ Wisconsin statutes, mandating driver's license suspensions for adults and juveniles convicted or adjudicated of a violation of this state's Uniform Controlled Substances Act; ✓ and

D-Note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0711/1dn

ARG:.....

date

JLd

ATTN: Eric Peterson

✓
The attached is a redraft of 2007 SJR 82. In drafting 2007 SJR 82, I relied on statistics provided to me and did not independently verify those statistics. In the attached redraft, I have repeated the statistics included in 2007 SJR 82 and have not attempted to verify or update these statistics. If you believe the statistics contained in the third and fourth ✓whereas clauses of the attached draft are no longer accurate, please provide me with the updated statistics and I will insert them. ✓

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0711/1dn
ARG:jld:jf

November 21, 2008

ATTN: Eric Peterson

The attached is a redraft of 2007 SJR 82. In drafting 2007 SJR 82, I relied on statistics provided to me and did not independently verify those statistics. In the attached redraft, I have repeated the statistics included in 2007 SJR 82 and have not attempted to verify or update these statistics. If you believe the statistics contained in the third and fourth whereas clauses of the attached draft are no longer accurate, please provide me with the updated statistics and I will insert them.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

Duerst, Christina

From: Peterson, Eric
Sent: Monday, February 02, 2009 4:22 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-0711/1 Topic: Operating privilege suspension for drug and controlled substance violations; opt out of federal program for mandatory suspension

RUSH

Please Jacket LRB 09-0711/1 for the SENATE.